

11-30-01

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10365 U.S. PTO

Please type a plus sign (+) inside this box **[+]****UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No: 10806-154

Total Pages: 22

First Named Inventor: Thomas Terwee et al

Title: Device for Use in Eye Surgery

Express Mail Label No. EL378869804US

062966/00  
OLD S.I.N. 93011

11/28/01

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents

**ADDRESSED TO:**Assistant Commission for Patents  
Box Patent Application  
Washington, DC 20231

1. ☒ Utility Patent Application Transmittal  
[Total Pages: 2]
2. ☐ Applicant(s) claim(s) small entity status, 37 CFR 1.27
3. ☒ Specification, Claims and Abstract  
[Total Pages: 18]
4. ☒ Drawing(s) (35 USC 113) [Total Sheets: 2]
5. Oath or Declaration [Total Pages:     ]  
a. ☐ Newly executed (original or copy)  
b. ☐ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 21 completed) [Note Box 6 below]  
i. ☐ **DELETION OF INVENTORS**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Incorporation By Reference (useable if Box 5b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

7. ☐ Microfiche Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)  
a. ☐ Computer readable copy  
b. ☐ Paper copy (identical to computer copy)  
c. ☐ Statement verifying identity of above copies

**Accompanying Application Parts**

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of attorney (when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS/PTO-1449)  
☐ Copies of Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
15. ☐ Certified Copy of Priority Document(s)
16. ☐ Request and Certification Under 35 U.S.C. § 122(b)(2)(B)(i)
17. ☒ Other: Claim for Priority Under 35 U.S.C. § 119

**17. FEE CALCULATION**

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c))	43 - 20 =	23	x \$18 =	\$ 414.00
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	3 - 3 =	0	x \$84 =	\$ --
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ _____ =	\$ --
				BASIC FEE (37 CFR 1.16(a))	\$ 740.00
				Total of above Calculations =	\$1154.00
				Reduction by 50% for filing by small entity (37 CFR 1.27) =	\$ --
				<b>TOTAL =</b>	<b>\$1154.00</b>

18. ☐ Please charge Deposit Account No. 04-1133 in the amount of \$ \_\_\_\_\_.
19. ☒ A check in the amount of \$1154.00 is enclosed.
20. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 04-1133:  
a. ☒ Fees required under 37 CFR 1.16  
b. ☒ Fees required under 37 CFR 1.17

21. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:  
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. \_\_\_\_\_/\_\_\_\_\_, filed \_\_\_\_\_.

## 22. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 24256

or ☐ Correspondence Address Below

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	Dinsmore & Shohl LLP				
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Respectfully submitted,



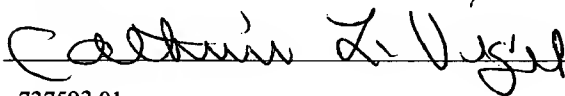
Holly D. Kozlowski  
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 Cincinnati, OH 45202  
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### CERTIFICATE OF MAILING

"Express Mail" mailing label #: EL378869804US

Date of Deposit: 11/28/01

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Box Patent Application, Assistant Commissioner for Patents, Washington, DC 20231.



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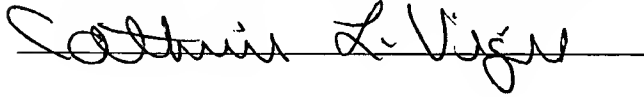
Docket No. 10806-154

**CERTIFICATE OF EXPRESS MAILING**

Express label #: ELEL378869804US

Date of Deposit: November 28, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Box Patent Application; U.S. Patent and Trademark Office; P.O. Box 2327; Arlington, VA 22202.



**PATENT**



**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Thomas TERWEE et al : Paper No.:  
Serial No.: To be assigned : Group Art Unit:  
Filing Date: November 28, 2001 : Examiner:

AS

For: **Device for Use in Eye Surgery**

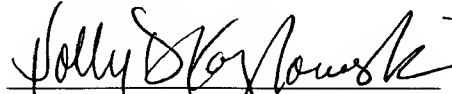
**CLAIM FOR PRIORITY UNDER 35 U.S.C. §119**

Box Patent Application  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

In accordance with the provisions of 35 U.S.C. §119, Applicants claim priority of Swedish patent application number 0004393-5 filed November 29, 2000 and U.S. provisional application 60/254,700 filed December 11, 2000. A certified copy of the Swedish priority application will be submitted in due course.

Respectfully submitted,



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